

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

In re CURTIS D. WRIGHT,
Plaintiff.

No. C 14-2455 NC (PR)
ORDER OF DISMISSAL

On May 13, 2014, Curtis D. Wright, a California state prisoner, mailed to the Court a letter regarding conditions at Kern Valley State Prison, where he is incarcerated. On May 28, 2014, the Clerk filed the letter as a new action and assigned it to the undersigned. The Clerk also advised Wright that the action was deficient because Wright did not pay the requisite \$400.00 filing fee or, instead, submit a signed and completed court-approved in forma pauperis application, including a completed certificate of funds in the prisoner's account and a copy of the prisoner's trust account statement for the last six months. See 28 U.S.C. § 1915(a)(2). Wright was advised that failure to file the requested items within 28 days would result in dismissal of the action.

Wright has responded by explaining that the document he submitted was not intended as a new action, but as a letter to the three judge panel in Plata v Schwarzenegger, No C 01-1351 TEH (PR). Good cause appearing, this action is DISMISSED as improvidently opened.

The Clerk is directed to forward a copy of Wright's May 13, 2014 letter (Dkt. No. 1), and this Order to Judge Thelton Henderson via his courtroom deputy. No filing fee is due. The Clerk is further directed to close the file.

IT IS SO ORDERED.

DATED: June 24, 2014


NATHANAEL M. COUSINS
United States Magistrate